

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively
Consolidated SIPA Liquidation of Bernard L.
Madoff Investment Securities LLC and Bernard L.
Madoff,

Plaintiff,

v.

DEFENDANTS IN ADVERSARY
PROCEEDINGS LISTED ON EXHIBIT A,¹

Defendants.

Adv. Pro. Nos. listed on Exhibit A
annexed to the Trustee's Motion

**DECLARATION OF DAVID J. SHEEHAN IN SUPPORT OF THE REPLY
MEMORANDUM IN FURTHER SUPPORT OF TRUSTEE'S MOTION
FOR LIMITED ADDITIONAL DISCOVERY BASED ON PRIOR
ORDERS AUTHORIZING DEPOSITION OF BERNARD L. MADOFF**

I, David J. Sheehan, declare the following:

1. I am a Partner with the law firm Baker Hostetler LLP, counsel to Irving Picard, as trustee ("Trustee") for the substantively consolidated liquidation of the business of Bernard L. Madoff Investment Securities LLC ("BLMIS") under the Securities Investor Protection Act, 15 U.S.C. § 78aaa *et seq.*, and the estate of Bernard L. Madoff ("Madoff"). I submit this declaration in

¹ See Exhibit A, Schedule of Remaining Good Faith Actions, annexed to the Trustee's Motion.

support of the Reply Memorandum in Further Support of the Trustee's Motion for Limited Additional Discovery Based on Prior Orders Authorizing Deposition of Bernard L. Madoff.

2. Attached hereto as **Exhibit 1** are excerpts from the deposition transcript of Mr. Bernard L. Madoff dated November 9, 2017.

3. Attached hereto as **Exhibit 2** is the Trustee's Letter Regarding Chaitman Adversary Proceedings dated October 31, 2017.

4. Attached hereto as **Exhibit 3** is a copy of an email exchange between Chaitman and Trustee's Counsel, dated August 9, 2017.

5. Attached hereto as **Exhibit 4** are excerpts from the deposition transcript of Mr. Bernard L. Madoff dated November 8, 2017.

6. Attached hereto as **Exhibit 5** is a copy of email correspondence from A. Kratenstein to Trustee's Counsel, dated July 5, 2018.

Dated: October 24, 2018
New York, New York

Respectfully submitted,

/s/ David J. Sheehan

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Liquidation of Bernard L. Madoff Investment
Securities LLC and the Estate of Bernard L.
Madoff*